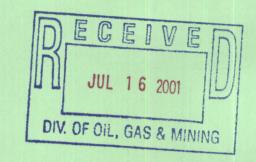
5/027/074

July 16, 2001

Mr. Tom Munson Senior Reclamation Specialist State of Utah Division of Oil Gas and Mining 1594 West North Temple Suite 1210 Salt Lake City, Utah 84114



Dear Mr. Munson,

#### Please find:

- 1. Our legal calendar of events of the last two years.
- 2. The Motions we have filed.
- 3. The Appeals we have filed.

The BLM has cost us a great deal of time and money, but we continue to present our case.

We wanted to keep you up to date. Any questions please call me. Thanks for examining this paperwork.

Sincerely,

Richard Stone

Unique Minerals Inc.

466-2006 599-3209

APPEALS FILED WITH THE IBLA BY UNIQUE...CNS

| 1        |  |
|----------|--|
| 2        | (1)  |
| 3        | D 1 D1 1 1 1 00 1000 N D 1 1 N 1                                     |
| 4        | Duly Filed July 29, 1999 No Docket Number                            |
| 5        | Appeal from a Decision of a Rex Rowley letter dated June 10, 1999    |
| 6        | Concerning Purported Record of Noncompliance of Co-Appellant William |
| 8        | J. Pappas  |
| 9        |  |
| 10       | Comprised of:  |
| 11       |  |
| 12       |  |
| 13       | 09 Pages of Explaining the Appeal                                    |
| 14       |  |
| 15       | 02 Pages listing the Exhibits of the Appeal                          |
| 16       |  |
| 17       | 26 Exhibits that substantiates Appeal                                |
| 18       |  |
| 19       | (2)  |
| 20<br>21 | (2)  |
| 22       |  |
| 23       |  |
| 24       | <b>Duly Filed</b> June 4, 2000 Docket 2000-249                       |
| 25       | Appeal from a Decision of a Rex Rowley Letter dated April 13, 2000   |
| 26       | Regarding Illegal Rock Sale by the BLM                               |
| 27       |  |
| 28       |  |
| 29       |  |
| 30       | Comprised of:  |
| 31       | 22 Da san Familia in sath a Association                              |
| 32<br>33 | 23 Pages Explaining the Appeal                                       |
| 34       | 05 Exhibits substantiating the Appeal                                |
| 35       | Of Exhibits substantiating the Appear                                |
| 36       | 05 Labels stating each month January through May 2000                |
| 37       | that substantiate this appeal.                                       |
| 38       |  |
| 39       | Separate Labels stating each year 1995, 1996, 1997                   |
| 40       | 1998, 1999. This data is not merely BLM policy as the Court suggests |
| 41       | but correspondence that supports this appeal.                        |
|          |  |

(3)

Duly Filed August 3, 2000. In Reply to Solicitor Motion:

Motion to Deny Respondents Request to Consolidate Appeals
and to Deny Respondents Request to Dismiss Appeals of Appellant.

# Comprised of:

16 Pages of Appeal Exhibits A through I-11 that substantiates Appeal and detailed separators that included the complete expert testimony that the stone is, without any doubt, UNCOMMON.

- 1. Pearson
- 2. Middleton
- 3. Whelan
- 4. Clark
- 5. Sales
- 6. Italian Marble

Duly Filed August 29, 2000 2000-355 Docket Number Appeal from a Decision of a Rex Rowley letter dated July 23, 2000 Regarding Inapplicable restrictions for the mining plan of Appellant and again a request for Appellant to rescind the Appeal of July 29, 1999.

# Comprised of:

13 Pages of Appeal and the Following Separators that include BLM Correspondence to Appellant and is addressed in this appeal that substantiates the Appeal, in the order of pleading in the appeal.

# Namely:

| 21 | 1.  | October 8,    | 1996  |
|----|-----|---------------|-------|
| 22 | 2.  | December 27,  | 1996. |
| 23 | 3.  | April 2,      | 1997  |
| 24 | 4.  | August 26,    | 1997  |
| 25 | 5.  | May 28,       | 1997. |
| 26 | 6   | September 26, | 1997. |
| 27 | 7.  | November 8,   | 1997. |
| 28 | 8.  | December 2,   | 1997. |
| 29 | 9.  | January 8,    | 1998. |
| 30 | 10. | February 11,  | 1998. |
| 31 | 11. | March 6,      | 1998  |
| 32 | 12. | April 16,     | 1998. |
| 33 | 13. | May 13,       | 1999. |
| 34 | 14. | September 1,  | 1998. |
| 35 | 15. | December 17,  | 1998. |
| 36 | 16. | May 13,       | 1999. |
| 37 |     |               |       |
| 38 |     | Exhibit A     |       |
| 39 |     | Exhibit B     |       |
| 40 |     | Exhibit C.    |       |
| 41 |     |               |       |

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(5)

# DULY FILED APRIL 23, 2001, 2001-168 DOCKET NUMBER STATEMENT OF REASONS IN SUPPORT OF APPEAL OF UTAH STATE DIRECTORS' LETTER OF FEBRUARY 14, 2001.

16 PAGES

**08 SECTIONS OF EXHIBITS** 

MOTIONS FILED WITH THE IBLA BY UNIQUE...CNS

# MOTIONS FILED WITH THE INTERIOR BOARD OF LAND APPEALS IN ADDITION TO 05 FOUR APPEALS FOR THE YEARS, 2000 AND 2001

#### SEPTEMBER 18

MOTION TO DENY BLM MOTION FOR REMAND OF APPELLANTS' APPEAL TO THE UTAH STATE DIRECTOR.

#### **SEPTEMBER 19**

MOTION OBJECTING TO THE COURT ORDER OF AUGUST 31, 20000 GRANTING INTERVENTION TO LEVIN STONE INC.

#### **SEPTEMBER 21**

MOTION REQUESTING CLARIFICATION FROM THE COURT ORDER REGARDING CAMBRILLIC PRODUCTION OF SOR'S.

#### SEPTEMBER 22

SECOND REQUEST FOR MOTION TO DEPOSE PARTIES INCIDENT TO THIS MATTER.

#### **OCTOBER 2**

REBUTTAL TO LEVIN STONE INC. LETTER OF SEPTEMBER 18, 2000

#### **OCTOBER 2**

MOTION FOR RECONSIDERATION OF THE COURT DECISION TO REMAND 2000-355 TO THE STATE DIRECTOR

# **DECEMBER 18, 2000**

MOTION FOR ENTRY OF DEFAULT AND JUDGMENT

# MOTIONS FILED WITH THE INTERIOR BOARD OF LAND APPEALS IN ADDITION TO 04 FOUR APPEALS FOR THE YEARS, 2000 AND 2001 PAGE 2

# **FEBRUARY 16, 2001**

OBJECTION TO MOTION OF RESPONDENT TO DISMISS FOR LACK OF JURISDICTION.

# **JULY 6, 2001**

MOTION TO DENY RESPONDENTS ANSWER OF THE BUREAU OF LAND MANAGEMENT TO APPELLANT'S STATEMENT OF REASONS AND TO VACATE THE LETTER OF APRIL 18, 2001 FROM ROBERT A. BENNETT, ASSOCIATE DIRECTOR OF THE BLM TO APPELLANT

REGARDING 3809 N. UT 070560-02 (UT-935) DOCKET 168

# LEGAL CALENDAR BEGINNING JULY 29, 1999 THROUGH JULY 6, 2001 WITH THE IBLA BY UNIQUE...CNS

# LEGAL CALENDAR 1999 2000, 2001 OF CAMBRILLIC NATURAL STONE L.L.C.

#### **LEGAL CALENDAR 1999**

Filed Appeal regarding Record of Non Compliance July 29, 1999 No Response

#### **LEGAL CALENDAR 2000**

APRIL 07 Small Mining Plan filed with DOGM.

APRIL 11 Letter from Rowley will accept exploration plan. Attached 43 CFR 3715

MAY O7
Letter of Gatto to Wysong cannot rescind appeal **until** mining plan approved.

MAY 07 Certified letter to Rowley Notice of Appeal of his Attached his letter of April 11, 2000

#### **MAY 12**

Personal Meeting in Fillmore with Wysong in Fillmore Stamped Plan of Operation Promised would be completed in two weeks.

A gross misrepresentation.

#### **MAY 23**

Letter to Pappas from Rowley regarding Road and Water requirement for mining plan.

#### **MAY 25**

**Docket Assignment** from Administrative Law Judge J. L. Byrnes Affording Docket Number Concerning illegal Rock Sale by the BLM, UTU-078273 Docket Number IBLA 2000-249

#### **MAY 29**

Letter to Rowley from Pappas answering Letter of Rowley dated May 23 CNS will agree to acquiesce to Road and Water requirements

#### **MAY 30**

Letter from Rowley responds to Gatto instead of Unique regarding Rowley supplied Unique Address, answering Gatto concerning Levin Stone Information no permits or bond required of Levin.

#### JUNE 1

Letter from Rowley to Pappas regarding blocking and drainage and limit activities to areas delineated on attached map. Attached EA Draft.

#### JUNE 3

Letter from Gatto to Rowley explaining everyone's address reminding Rowley that Stone asked for Levin Data **not** Gatto.

#### JUNE 3

Filed Appeal of Illegal Rock Sale Certified Mail Four (4) Three Inch Binders to: IBLA Arlington, Steiger, Wisely and Rowley

#### JUNE 15

Certified Letter to Rowley from Gatto answering letter of June 1. Cambrillic will comply with all new modifications. Too long a wait caused by the Fillmore Field Office They are stalling us and causing us financial harm. Again another gross misrepresentation.

#### JUNE 22

Solicitor files Motion Request for Extension of Time for the BLM.

#### JUNE 23

Regular letter to Pappas from Majean Christensen acting Field Manager Fillmore Field Office. Fillmore should sign our mining plan by early next week. Then we need to go to DOGM for reclamation bond. **Again a gross misrepresentation**.

JUNE 26
CNS Files Motion
Motion to Deny Request
for Extension of Time of the BLM

#### JULY 5

Order from T. Britt Price Administrative Law Judge Grants BLM Motion for Extension of Time Judge dated order incorrectly states June 5 should be July 5

JULY 7
Letter to Pappas from
Rowley included Approved EA
"contingent upon mitigation
specified in EA."
Bond, Escrow, Rescind Appeal.
The 3rd extortionist tactic by BLM.

JULY 20

Solicitor Motion received, titled.
"Request for Consolidation of
Appeals and Answer of the Bureau
of Land Management to Appellant's
Appeals."

JULY 24

Sent Fax to Judge Price requesting extension to answer Solicitor until August 8, 2000.

AUGUST 1
Filed Notice of Appeal
concerning above letter
of July 7 from Mr. Rowley

**AUGUST 3** 

Filed 4 (Four) 2 inch binders
Rebuttal titled: "Motion to Deny Respondents
Request to Consolidate Appeals and to Deny
Respondents Request to Dismiss Appeals of
Appellant." 2 copies under this separator.

August 6 Richard Stone, Gerald McCurdy visited Quarry found the devastation caused by Levin Stone, and possibly BLM

August 17
Maintenance Fees Paid in full for all 10 Claims 200 Acres

August 22 Recorded all Claims with necessary fees with the County Recorder in Fillmore

AUGUST 28
Filed Appeal of Rowley Letter
of July 7, 2000 (Two) 2 Inch Binders
To all parties

**AUGUST 29** 

1ST IBLA RULING

Received Order from IBLA
Via Facsimile from Stone 11
Pages. Hard Copy Received Gatto
Via Fed Ex. September 1, 2000.
Not Accepted at Cambrillic Office, power outage

"Stay Granted Motion to Intervene Granted; Request for Expedited Consideration Taken under Advisement: Production and Briefing Schedule Established."

#### **AUGUST 31**

2ND IBLA RULING

"Motion for Consolidation Granted" by IBLA over the objection of Appellant. So noted in the Order.

#### **SEPTEMBER 4**

Filed Motion for Extension of time until October 1, 2000 regarding time to file photographs and a properly collated set of Expert Reports pleading and supporting evidence or Exhibits.

SEPTEMBER 7 Quarry Visit with Stone, procuring new photographs for IBLA.

#### **SEPTEMBER 8**

Received September 11, 2000 Solicitor Motion of the Bureau of Land Management for Remand of Appellant's Appeal to the Utah State Director

September 12 Letter from Rowley to Unique resembles a court filing. Filed Motion objecting to Rowley Circumventing the Appellants.

SEPTEMBER 13 RECEIVED NOTIFICATION FROM IBLA THAT THE ROWLEY APPEAL HAS BEEN ASSIGNED DOCKET NUMBER 2000-355

September 18, 2000 Levin Stone letter to Court objecting to production scale and affording improper comments on the conditions of the stone. Court treated it as motion, so we rebutted.

September 18, 2000 Rowley letter to Unique Minerals.

#### SEPTEMBER 18

FILED OUR MOTION
OBJECTING TO THE COURT ORDER
OF AUGUST 31, 2000 GRANTING
INTERVENTION TO LEVIN STONE INC.

#### FILED SIMULTANEOUSLY

#### **SEPTEMBER 18**

FILED OUR MOTION TO DENY BUREAU OF LAND MANAGEMENT MOTION FOR REMAND OF APPELLANTS' APPEAL TO THE STATE DIRECTOR

#### **SEPTEMBER 21**

FILED PART I EXHIBIT
WITH VIDEO, NARRATIVE, PICTURES
AND 2 PAGE MOTION IN COMPLIANCE
WITH COURT ORDER

#### **SEPTEMBER 22**

FILED PART II, EXHIBIT WITH MOTION AND ONE INCH BINDER WITH ALL EXPERT REPORTS IN COMPLIANCE WITH COURT ORDER

#### **SEPTEMBER 22**

01 FILED MOTION FOR CLARIFICATION

#### FILED SIMULTANEOUSLY

02 FILED SECOND

MOTION REQUESTING TO DEPOSE ADVERSE PARTIES

#### **SEPTEMBER 25, 2000**

Received copy of letter from Rowley to the IBLA Dated September 22

SEPTEMBER 27, 2000 RECEIVED IBLA RULING REMANDING DOCKET 355 BACK TO STATE DIRECTOR DATED SEPTEMBER 21, 2000

3RD IBLA RULING

#### **SEPTEMBER 28, 2000**

Sent Certified Mail Motion Part II of II last portion of Order pictures of before and after devastation.

# **OCTOBER 2, 2000**

Sent Certified Arlington, Fillmore, Levin Stone

then served personally Solicitor and Wisely

01 Rebuttal to Levin Stone Letter of September 18, 2000

#### FILED SIMULTANEOUSLY

02 Motion for Reconsideration of the Court Decision to remand 2000-355 back to the State Director, of September 21

# **OCTOBER 18, 2000**

Stone Trip to Quarry conversation with Wysong at Quarry Site.

# **OCTOBER 20**

Filed and Paid for Proof of Labor on all 200 acres.

#### **OCTOBER 20**

Letter from Marjean Christiansen BLM to Richard Stone sent him McClarty Stone requested from Wysong.

#### **DECEMBER 18**

Motion by Appellants for Default and Judgment against Respondents.

**END OF THE YEAR 2000** 

#### **JANUARY 26, 2001**

Received Motion from Respondent titled: "Motion to Dismiss for Lack of Jurisdiction."

#### **FEBRUARY 5, 2001**

Stone made trip to Fillmore Office visited with Wysong and went to Quarry to examine current situation. Briefly talked to Hamaker.

#### **FEBRUARY 16, 2001**

Appellant filed Objection to Motion of Respondent to Dismiss for lack of Jurisdiction.

#### **FEBRUARY 16, 2001**

Received this Letter from State Director Wisely concerning her interpretation of IBLA Order **REMANDING DOCKET 355 BACK TO STATE DIRECTOR DATED SEPTEMBER 21, 2000**. Wisely does not allude to Our Objection to this remand this matter. still not ruled on by the IBLA.

#### **FEBRUARY 26, 2001**

Filed Notice of Appeal regarding letter of February 14, 2001 from Wisely regarding **RON Mining Operation UT 935** 

#### MARCH 1, 2001

Stone took Gary Pratt and Tim Chadwick to the Quarry. March 2, 2001 Conversation Stone and Pratt, as a result of Trip.

# MARCH 21, 2001

Filed Motion requesting extension of time until April 25, 2001 to file appeal regarding Wisely letter of February 14, 2001 Mining Operation UT 935 RON

#### MARCH 22, 2001

Received letter from IBLA dated March 15, 2001 affording **Docket Number 2001-168 Regarding RON Mining Operation UT 935** 

# MARCH 24, 2001

Richard Stone, Larry McCurdy, etc, visited Quarry reestablished all monuments re: Unique and checked all location notices for CNS

# **MARCH 30, 2001**

Received Certified Letter with Exhibits from Rowley dated **March 26** his letter to IBLA requesting Clarification of IBLA Docket Numbers.

#### MARCH 31, 2001

Unique received letter from Rowley dated **March 29, 2001** titled Final Surface Management Regulations at 43 CFR 3809

#### **APRIL 18, 2001**

Stone visited Quarry pictures and Video were taken.

#### **APRIL 20, 2001**

Letter,3 pages from Robert A. Bennett to Cambrillic Natural Stone L.L.C. Affirmed in part Reversed in part concerning Appeal of Establishment of a Record of NonCompliance and the Requirement to File a Plan of Operations and an Associated Bond.

#### **APRIL 23, 2001**

Filed Statement of Reasons in Support of Appeal of Utah State Director's Letter of February 14, 2001. Rowley, IBLA and Steiger additionally received July 29, 1999 Appeal

# May 2, 2001

Visit to Quarry. Absolute Mess left by Levin Stone. Pappas, Brown, Buests, Gatto

## May 9, 2001

Filed Notice of Appeal. Appealing Letter from Robert Bennett, Associate Director BLM, dated April 18, 2001.

## May 26, 2001

Received copy of letter from Levine Stone to the IBLA Dated May 22, 2001

## May 29, 2001

Received Copy of Motion by Solicitor on behalf of BLM Dated May 24, 2001 Titled: "Answer of the Bureau of Land Management to Appellant's Statement of Reasons."

# June 1, 2001

Filed Request for Extension of time until July 10, 2001 concerning the letter of April 18, 2001.

# June 25,2001

Richard Stone, Christensen and his father Dr. Christensen to the Quarry in the Blazer. They took many samples.

# July 6, 2001

Filed Motion to Deny Respondents
Answer of the Bureau of Land Management
to Appellant's Statements of Reasons and
to vacate the letter of April 18,2001 from
Robert A. Bennett, Associate Director of the
BLM to Appellant regarding 3809 N UT 070560-02
(UT-935) Docket 168.